

## **MINUTES**

### **MONTANA HOUSE OF REPRESENTATIVES 65th LEGISLATURE - REGULAR SESSION**

#### **COMMITTEE ON JUDICIARY**

**Call to Order:** Chair Alan Doane, on February 7, 2017 at 8:00 AM, in Room 137 Capitol

#### **ROLL CALL**

**Members Present:**

Rep. Alan Doane, Chair (R)  
Rep. Seth Berglee, Vice Chair (R)  
Rep. Virginia Court, Vice Chair (D)  
Rep. Laurie Bishop (D)  
Rep. Bob Brown (R)  
Rep. Jennifer Eck (D)  
Rep. Bill Harris (R)  
Rep. Kathy Kelker (D)  
Rep. Casey Knudsen (R)  
Rep. Theresa Manzella (R)  
Rep. Nate McConnell (D)  
Rep. Shane A. Morigeau (D)  
Rep. Dale Mortensen (R)  
Rep. Zac Perry (D)  
Rep. Matt Regier (R)  
Rep. Lola Sheldon-Galloway (R)  
Rep. Barry Usher (R)  
Rep. Kirk Wagoner (R)

**Members Excused:**

Rep. Ellie Hill Smith (D)  
Rep. Alan Doane, Chair (R)

**Members Absent:** None

**Staff Present:** Sara Fleming, Committee Secretary  
Helen Thigpen, Legislative Branch

**Audio Committees:** These minutes are in outline form only. They provide a list of participants and a record of official action taken by the committee. The link to the audio recording of the meeting is available on the Legislative Branch website.

**Committee Business Summary:**

Executive Action: HB 62, HB 77, HB 133 and HB 280

**EXECUTIVE ACTION ON HB 62**

00:01:50 **Motion:** Rep. Wagoner moved that **HB 62 DO PASS.**

**Discussion:**

00:01:56 Helen Thigpen, Legislative Services Division (LSD)

00:02:22 **Motion:** Rep. Wagoner moved that **HB 62 BE AMENDED.**  
**EXHIBIT(juh27a01)**

**Discussion:**

00:02:42 Helen Thigpen, LSD  
00:02:59 Rep. Eck left the meeting  
00:03:58 Rep. Hill Smith joined the meeting  
00:04:12 Vice Chair Berglee  
00:04:26 Vice Chair Court  
00:05:36 Rep. Brodehl  
00:05:50 Rep. Usher  
00:06:09 Rep. Manzella  
00:06:34 Rep. Brodehl  
00:06:57 Rep. Hill Smith  
00:07:16 Rep. Brodehl

00:08:07 **Vote:** Motion carried unanimously by roll call vote. Rep. Doane and Rep. Eck voted by proxy.

00:09:44 **Motion:** Rep. Berglee moved to **POSTPONE ACTION ON HB 62.** Motion Carried

**EXECUTIVE ACTION ON HB 77**

00:10:04 **Motion:** Rep. Wagoner moved that **HB 77 DO PASS.**

00:10:13 **Motion:** Rep. Wagoner moved that **HB 77 BE AMENDED.**

**Discussion:**

00:11:13 Helen Thigpen, LSD  
00:14:32 Rep. Wagoner  
00:14:54 Rep. Brodehl  
00:15:18 Vice Chair Court  
00:15:42 Rep. Brodehl  
00:16:30 Rep. Eck joined the meeting  
00:16:37 Rep. Hill Smith  
00:17:28 Rep. Brodehl  
00:17:48 Amy Sassano, Office of the Governor  
00:18:57 Rep. Hill Smith  
00:19:43 Rep. Brodehl  
00:20:08 Amy Sassano, Office of the Governor

00:21:22 **Vote:** Motion carried unanimously by voice vote. Rep. Doane voted by proxy.

**Discussion:**

00:21:57 Rep. Manzella

00:22:02 **Motion:** Rep. Wagoner moved that **HB 77 BE AMENDED.**  
**EXHIBIT(juh27a02)**

**Discussion:**

00:22:21 Helen Thigpen, LSD

00:23:08 Rep. Hill Smith

00:23:27 Rep. Dudik

00:24:37 **Vote:** Motion carried unanimously by voice vote. Rep. Doane voted by proxy.

00:25:02 **Motion:** Rep. Wagoner moved that **HB 77 BE AMENDED.**  
**EXHIBIT(juh27a03)**

**Discussion:**

00:25:18 Helen Thigpen, LSD

00:25:44 **Vote:** Motion carried unanimously by voice vote. Rep. Doane voted by proxy.

00:26:16 **Motion:** Rep. Wagoner moved that **HB 77 DO PASS AS AMENDED.**

00:26:27 **Substitute Motion:** Rep. Berglee moved to **POSTPONE ACTION ON HB 77.**  
Motion carried.

**EXECUTIVE ACTION ON HB 133**

00:26:44 **Motion:** Rep. Wagoner moved that **HB 133 DO PASS.**

**Discussion:**

00:26:56 Rep. McConnell

00:27:28 **Motion:** Rep. Wagoner moved that **HB 133 BE AMENDED.**  
**EXHIBIT(juh27a04)**

**Discussion:**

00:27:54 Rep. McConnell

00:34:11 Rep. Wagoner

00:34:26 Rep. McConnell

00:34:49 **Vote:** Motion carried unanimously by voice vote. Rep. Doane voted by proxy.

00:35:32 **Motion:** Without Objection Rep. Berglee moved to **POSTPONE ACTION ON HB 133.**

**EXECUTIVE ACTION ON HB 280**

00:37:01      **Motion:** Rep. Court moved that **HB 280 DO PASS.**

00:37:17      **Motion:** Rep. Court moved that **HB 280 BE AMENDED.**  
**EXHIBIT(juh27a05)**

**Discussion:**

00:37:31      Helen Thigpen, LSD

00:38:21      **Vote:** Motion carried unanimously by voice vote. Rep. Doane and Rep.  
Wagoner voted by proxy.

00:38:46      **Motion:** Rep. Court moved that **HB 280 BE AMENDED.**  
**EXHIBIT(juh27a06)**

**Discussion:**

00:38:56      Vice Chair Berglee

00:39:23      Rep. B. Brown

00:39:52      Rep. Manzella

00:40:05      Vice Chair Berglee

00:40:33      **Vote:** Motion carried 18-1 by voice vote with Rep. B. Brown voting no. Rep.  
Doane and Rep. Wagoner voted by proxy.

00:41:14      **Motion:** Rep. Berglee moved to **POSTPONE ACTION ON HB**  
**280.** Motion carried.

**ADJOURNMENT**

Adjournment: 00:42:33

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Sara Fleming, Secretary

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Additional Documents:

**EXHIBIT**([juh27aad.pdf](#))